



# PACIFIC MARINE SERVICES

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**CIRCULAR**

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**Paris MoU results on the first year of the Maritime Labour Convention (MLC), 2006**

Notice to :

**Ship Owners / Manager / operators / Surveyors**

Dear Sirs,

**August 20, 2014 marked the first anniversary of the entry into force of the Maritime Labour Convention (MLC), 2006. Paris MoU on Port State Control (PSC) has issued a press release on November 17, 2014 with the results of these first 12 months.**

As per the press release 113 ships were detained by a Paris MoU Authorities for MLC related deficiencies. During the first year, 7.4% (3,447) of the total number of 46,798 deficiencies recorded were related to the MLC, while 160 (4.6%) were marked as a ground for detention resulting in 113 detained ships. Detainable deficiencies were most frequently recorded in the areas of “payment of wages” (39,5%), and “manning levels for the ship” (28.6%). Other areas with high deficiency levels are “health and safety and accident prevention” (43.1%), “food and catering” (15.4%) and “accommodation” (10%).

➤ **The full press release of the Paris MoU can be found by Attachment .**

## **ACT NOW**

To the Owners of vessels / Managers / Operators of P.M.S Head Office / P.M.S Surveyors shall act According to the above and verify the implementation of required of the MLC 2006 on ships board According to Regulation 5.1.3 of the Maritime Labor Convention.

**Kind Regards,**

**CONTACT US**



# Press release

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17 November 2014

## **Results first year Maritime Labour Convention: 113 ships detained for MLC related deficiencies**

20 August 2014 marked the first anniversary of the entry into force of the Maritime Labour Convention (MLC, 2006). During these first 12 months 113 ships were detained by one of the Paris MoU Authorities for MLC-related deficiencies. This represents 17.4% of the total number of detentions (649) in the Paris MoU during this period.

During the first year 7.4% (3,447) of the total number of 46,798 deficiencies recorded was linked to the MLC, while 160 (4.6%) were marked as a ground for detention resulting in 113 detained ships. Detainable deficiencies were most frequently recorded in the areas “*payment of wages*” (39.5%), and “*manning levels for the ship*” (28.6%). Other areas with high deficiency levels are “*health and safety and accident prevention*” (43.1%), “*food and catering*” (15.4%) and “*accommodation*” (10%).

Only the member States of the Paris MoU which have ratified the MLC on or before 20 August 2012 were entitled to conduct PSC inspections on MLC requirements from 20 August 2013. As a result the following twelve member States started enforcing the MLC, 2006 from 20 August 2013: Bulgaria, Canada, Croatia, Cyprus, Denmark, Latvia, the Netherlands, Norway, Poland, the Russian Federation, Spain and Sweden.

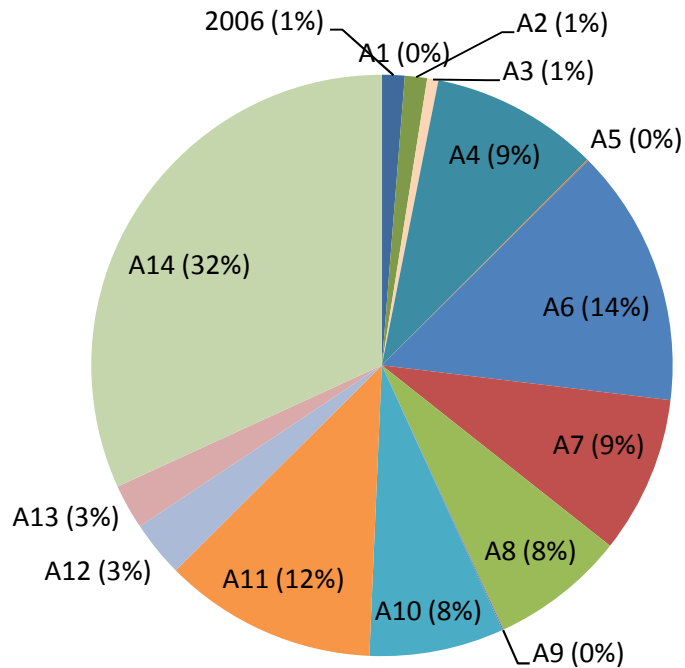
During the first year of implementation, the following member States began to enforce MLC, 2006: Belgium, Finland, France, Germany, Greece, Italy, Lithuania, Malta and the United Kingdom, bringing the total to 21.

## Annex MLC, 2006 deficiencies 20 August 2013 – 20 August 2014

| MLC, 2006 area's  | # of MLC Deficiencies | % of total # of MLC deficiencies | # of detainable MLC deficiencies | % of detainable MLC deficiencies of total MLC deficiencies |
|---|-----------------------|----------------------------------|----------------------------------|--|
| <b>MLC,2006 Ship's certificates and documents</b>   | <b>84</b>             | <b>2.44%</b>                     | <b>2</b>                         | <b>2.4%</b>  |
| Certificate & Documentation - Documents   | 1                     | 0.03%                            |                                  |  |
| Certificate & Documentation - Ship Certificates   | 83                    | 2.41%                            | 2                                | 2.4%   |
| <b>Area 1 Minimum age of seafarers</b>  | <b>1</b>              | <b>0.03%</b>                     |                                  |  |
| Labour conditions - Minimum requirements for seafarers  | 1                     | 0.03%                            |                                  |  |
| <b>Area 2 Medical certification of seafarers</b>  | <b>89</b>             | <b>2.58%</b>                     | <b>2</b>                         | <b>2.2%</b>  |
| Certificate & Documentation - Crew Certificates   | 70                    | 2.03%                            | 1                                | 1.4%   |
| Labour conditions - Minimum requirements for seafarers  | 19                    | 0.55%                            | 1                                | 5.3%   |
| <b>Area 3 Qualifications of seafarers</b>   | <b>12</b>             | <b>0.35%</b>                     | <b>1</b>                         | <b>8.3%</b>  |
| Certificate & Documentation - Crew Certificates   | 7                     | 0.20%                            | 1                                | 14.3%  |
| Labour conditions - Minimum requirements for seafarers  | 5                     | 0.15%                            |                                  |  |
| <b>Area 4 Seafarers' employment agreements</b>  | <b>184</b>            | <b>5.34%</b>                     | <b>15</b>                        | <b>8.2%</b>  |
| Certificate & Documentation - Crew Certificates   | 126                   | 3.66%                            | 14                               | 11.1%  |
| Certificate & Documentation - Documents   | 10                    | 0.29%                            | 1                                | 10.0%  |
| Labour conditions - Conditions of employment  | 48                    | 1.39%                            |                                  |  |
| <b>Area 5 Use of any licensed or certified or regulated private recruitment and placement service for seafarers</b> | <b>17</b>             | <b>0.49%</b>                     |                                  |  |
| Labour conditions - Minimum requirements for seafarers  | 17                    | 0.49%                            |                                  |  |
| <b>Area 6 Hours of Works or rest</b>  | <b>300</b>            | <b>8.70%</b>                     | <b>23</b>                        | <b>7.7%</b>  |
| Certificate & Documentation - Documents   | 258                   | 7.48%                            | 16                               | 6.2%   |
| Labour conditions - Conditions of employment  | 42                    | 1.22%                            | 7                                | 16.7%  |
| <b>Area 7 Manning levels for the ship</b>   | <b>49</b>             | <b>1.42%</b>                     | <b>14</b>                        | <b>28.6%</b>   |
| Certificate & Documentation - Crew Certificates   | 49                    | 1.42%                            | 14                               | 28.6%  |
| <b>Area 8 Accommodation</b>   | <b>354</b>            | <b>10.27%</b>                    | <b>12</b>                        | <b>3.4%</b>  |
| Certificate & Documentation - Documents   | 9                     | 0.26%                            |                                  |  |
| Labour conditions - Accommodation, recreational facilities, food and catering                                       | 345                   | 10.01%                           | 12                               | 3.5%   |
| <b>Area 9 On-board recreational facilities</b>  | <b>5</b>              | <b>0.15%</b>                     |                                  |  |
| Labour conditions - Accommodation, recreational facilities, food and catering                                       | 5                     | 0.15%                            |                                  |  |

| MLC, 2006 area's  | # of MLC Deficiencies | % of total # of MLC deficiencies | # of detainable MLC deficiencies | % of detainable MLC deficiencies of total MLC deficiencies |
|---|-----------------------|----------------------------------|----------------------------------|--|
| <b>Area 10 Food and catering</b>  | <b>530</b>            | <b>15.38%</b>                    | <b>12</b>                        | <b>2.3%</b>  |
| Labour conditions - Accommodation, recreational facilities, food and catering | 530                   | 15.38%                           | 12                               | 2.3%   |
| <b>Area 11 Health and safety and accident prevention</b>                      | <b>1,485</b>          | <b>43.08%</b>                    | <b>19</b>                        | <b>1.3%</b>  |
| Labour conditions - Accommodation, recreational facilities, food and catering | 34                    | 0.99%                            |                                  |  |
| Labour conditions - Health protection, medical care, social security          | 1,451                 | 42.09%                           | 19                               | 1.3%   |
| <b>Area 12 on-board medical care</b>  | <b>119</b>            | <b>3.45%</b>                     | <b>5</b>                         | <b>4.2%</b>  |
| Labour conditions - Accommodation, recreational facilities, food and catering | 35                    | 1.02%                            |                                  |  |
| Labour conditions - Health protection, medical care, social security          | 84                    | 2.44%                            | 5                                | 6.0%   |
| <b>Area 13 On-board complaint procedure</b>                                   | <b>89</b>             | <b>2.58%</b>                     | <b>4</b>                         | <b>4.5%</b>  |
| Certificate & Documentation - Documents                                       | 89                    | 2.58%                            | 4                                | 4.5%   |
| <b>Area 14 Payment of wages</b>   | <b>129</b>            | <b>3.74%</b>                     | <b>51</b>                        | <b>39.5%</b>   |
| Labour conditions - Conditions of employment                                  | 129                   | 3.74%                            | 51                               | 39.5%  |
| <b>Total</b>  | <b>3,447</b>          | <b>100.00%</b>                   | <b>160</b>                       | <b>4.6%</b>  |

**% detainable deficiencies per MLC Area of total MLC detain. def**



| % detainable deficiencies per MLC Area of total MLC detain. def  | Nr Det. Def. |
|--|--------------|
| Area 14 Payment of wages   | 51           |
| Area 6 Hours of Works or rest  | 23           |
| Area 11 Health and safety and accident prevention  | 19           |
| Area 4 Seafarers' employment agreements  | 15           |
| Area 7 Manning levels for the ship   | 14           |
| Area 8 Accommodation   | 12           |
| Area 10 Food and catering  | 12           |
| Area 12 on-board medical care  | 5            |
| Area 13 On-board complaint procedure   | 4            |
| MLC,2006 Ship's certificates and documents   | 2            |
| Area 2 Medical certification of seafarers  | 2            |
| Area 3 Qualifications of seafarers   | 1            |
| Area 5 Use of any licensed or certified or regulated private recruitment and placement service for seafarers | 0            |
| Area 9 On-board recreational facilities  | 0            |
| Area 1 Minimum age of seafarers  | 0            |

## Contact

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## Notes to editors:

The MLC addresses a wide range of matters, including the obligations of shipping companies with respect to seafarers' contractual arrangements, working hours, health and safety, crew accommodation, catering standards, and seafarers' welfare.

The MLC has been designed to become a global instrument that has become the "fourth pillar" of the international regulatory regime for quality shipping, complementing the key Conventions of the International Maritime Organization (IMO) such as the International Convention for the Safety of Life at Sea, 1974, as amended (SOLAS), the International Convention on Standards of Training, Certification and Watchkeeping, 1978, as amended (STCW) and the International Convention for the Prevention of Pollution from Ships, 73/78 (MARPOL).

Regional Port State Control was initiated in 1982 when fourteen European countries agreed to co-ordinate their port State inspection effort under a voluntary agreement known as the Paris Memorandum of Understanding on Port State Control (Paris MOU). Currently 27 countries are member of the Paris MOU. The European Commission, although not a signatory to the Paris MOU, is also a member of the Committee.

The Paris MoU is supported by a central database THETIS hosted and operated by the European Maritime Safety Agency in Lisbon. Inspection results are available for search and daily updating by MoU Members. Inspection results can be consulted on the Paris MoU public website and are published on the Equasis public website.

The Secretariat of the MoU is provided by the Netherlands Ministry of Infrastructure and the Environment and located in The Hague.

Port State Control is a check on visiting foreign ships to verify their compliance with international rules on safety, pollution prevention and seafarers living and working conditions. It is a means of enforcing compliance in cases where the owner and flag State have failed in their responsibility to implement or ensure compliance. The port State can require defects to be put right, and detain the ship for this purpose if necessary. It is therefore also a port State's defence against visiting substandard shipping.